

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JAN 18 2001

Returned to applicant for correction FEB 07 2001

Corrected application filed _____

Map filed JAN 18 2001

The applicant **Steven W. Johnson & Brenda J. Johnson**, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **an unnamed spring**
2. The amount of water applied for is **0.10 cfs** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **irrigation and domestic use**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **5.0 acres**
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **within HES 101, T.11N., R.44E., MDB&M or at point from which the SW corner of Section 26, T.11N., R.44E., MDB&M bears S 63° 20' 38" W a distance of 378.86 feet: more specifically, the SW¼ SW¼ of Section 26, T.11N., R.44E., M.D.B.&M.**
6. Place of Use **5.0 acres within Homestead Entry Survey No. 101, T.11N., R.44E., MDB&M approximate location: within portions of the SE¼ of Section 27, the SW¼ of Section 26 and the NW¼ of Section 35 all within T.11N., R.44E., M.D.B.&M.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **clean spring, construct spring box and ditches, and install pipeline as needed**
9. Estimated cost of works **in excess of \$1,000**
10. Estimated time required to construct works **3 years**
11. Estimated time required to complete the application of water to beneficial use **5 years**

12. Remarks:

Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
By s/ John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared gkl/ cmf ds/ cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued for the irrigation of 5 acres within the described place of use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1 cubic feet per second, and not to exceed 20 acre-feet annually, and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

December 3, 2003

Proof of completion of work shall be filed before:

January 3, 2004

Water must be placed to beneficial use on or before:

December 3, 2006

Proof of the application of water to beneficial use shall be filed on or before:

January 3, 2007

Map in support of proof of beneficial use shall be filed on or before:

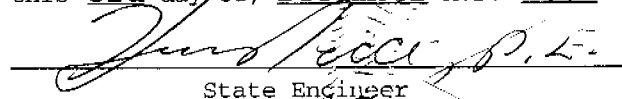
January 3, 2007

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 3rd day of, December A.D. 2001


State Engineer

Completion of work filed FEB 02 2004

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____